

August 9, 2012

Jenner & Block LLP  
1099 New York Avenue, NW  
Suite 900  
Washington, DC 20001  
Tel 202-639-6000  
www.jenner.com

Chicago  
Los Angeles  
New York  
Washington, DC

Ms. Marlene Dortch  
Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W.  
Washington, D.C. 20554

Samuel L. Feder  
Tel 202 639-6092  
Fax 202 661-4999  
sfeder@jenner.com

Re: ***Basic Service Tier Encryption; Compatibility Between Cable Systems and Consumer Electronics Equipment, MB Docket No. 11-169, PP Docket No. 00-67; Revision of the Commission's Program Access Rules, MB Docket Nos. 12-68, 07-18, 05-192***

Dear Ms. Dortch:

On August 8, 2012, Kathy Zachem of Comcast Corporation, and the undersigned met with Commissioner Pai's Chief of Staff Matthew Berry and Commissioner Pai's Legal Advisors Nicholas Degani and Courtney Reinhard. During the meeting, we discussed the Commission's basic tier encryption and program access rulemakings. With respect to basic tier encryption, we noted the substantial consumer and other public interest benefits associated with encryption, including remote service connections and disconnections, and discussed the fact that cable's competitors do not currently face similar encryption prohibitions.<sup>1</sup> We also encouraged the Commission to move forward expeditiously to complete the rulemaking.

With respect to program access, we explained that in light of vigorous competition in today's video marketplace, there is no need to extend the exclusivity prohibition.<sup>2</sup> We also argued that the Commission should not adopt more expansive regulations, and in particular

---

<sup>1</sup> See Letter from Jonathan Friedman, Counsel for Comcast Corporation, to Marlene H. Dortch, Secretary, FCC, MB Dkt. No. 11-169, PP Dkt. No. 00-67 (May 2, 2012); Letter from Jonathan Friedman, Counsel for Comcast Corporation, to Marlene H. Dortch, Secretary, FCC, MB Dkt. No. 11-169, PP Dkt. No. 00-67 (Feb. 2, 2012); Letter from Neal M. Goldberg, General Counsel, NCTA, to Marlene H. Dortch, Secretary, FCC, MB Dkt. No. 11-169, PP Dkt. No. 00-67 (Feb. 21, 2012); Comments of Comcast Corporation, MB Dkt. No. 11-169, PP Dkt. No. 00-67, at 18 n.46 (Nov. 28, 2011).

<sup>2</sup> See Comments of Comcast Corporation and NBCUniversal Media, LLC, MB Docket Nos. 12-68, 07-18, 05-192, at 4-13 (June 22, 2012); Reply Comments of Comcast Corporation and NBCUniversal Media, LLC, MB Docket Nos. 12-68, 07-18, 05-192, at 4-8 (July 23, 2012).

Ms. Marlene Dortch  
August 9, 2010  
Page 2

should not limit or prohibit volume discounts or adopt new rules to address theoretical “uniform price increases.”<sup>3</sup>

Please contact me if you have any questions regarding this meeting.

Sincerely,

*/s/ Samuel L. Feder*

Samuel L. Feder

cc: Matthew Berry  
Nicholas Degani  
Courtney Reinhard

---

<sup>3</sup> See Comments of Comcast Corporation and NBCUniversal Media, LLC, MB Docket Nos. 12-68, 07-18, 05-192, at 13-23 (June 22, 2012); Reply Comments of Comcast Corporation and NBCUniversal Media, LLC, MB Docket Nos. 12-68, 07-18, 05-192, at 19-27 (July 23, 2012).